## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

M&I BANK FSB d/b/a M&I	)	
HOME LENDING SOLUTIONS,	)	
	)	
Plaintiff,	)	
	)	
VS.	)	Case No. 4:07CV1743 CDP
	)	
FIRST NATIONAL MORTGAGE	)	
SOURCES LLC, et al.,	)	
	)	
Defendants.	)	

## **MEMORANDUM AND ORDER**

In light of the sole remaining defendant's ongoing bankruptcy proceeding, and the stay of this action which results, the Court concludes that this case should be administratively closed until such time as the bankruptcy proceedings have been concluded or Court action is otherwise required. Any motion seeking reopening of the case shall state:

- (a) the facts and procedural history, including any significant occurrences in the bankruptcy proceedings;
- (b) the issues remaining for determination by this Court;
- (c) the potential for settlement, and the status of any settlement discussions;
- (d) whether a Rule 16 scheduling conference is requested;
- (e) the status of discovery;

- (f) whether significant pretrial motion practice, including the filing of potentially dispositive motions, is anticipated;
- (g) the date by which it is reasonably likely that the case would be ready to proceed to trial; and
- (h) the estimated length of trial.

Accordingly,

IT IS HEREBY ORDERED that the Clerk of the Court shall administratively CLOSE this action, subject to reopening on a motion filed in compliance with this order.

CATHERINE D. PERRY

UNITED STATES DISTRICT JUDGE

Dated this 9th day of January, 2009.